IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.11890 of 2006

Dated: March 1, 2007

Between:

Nakka Sunetra, D/o. Vijendra Rao, Tagore School,
Suryapet, Nalgonda District.

… Petitioner

And

The Director, VCE, Institute of Advanced
Studies in Education, O.U., Hyderabad, and
Others.

… Respondents

Order:

This Writ Petition has been filed seeking Mandamus to declare the action of respondents in not issuing marks sheet and degree certificates to the petitioner inspite of her passing B.Ed. (VCE) course in the academic year 2000-01 as arbitrary and illegal.

2. Pursuant to the notification issued by the first respondent inviting applications for entry into B.Ed. (VCE) Course for the

academic year
1999-2000, petitioner has responded and wrote the written test on 23-01-2000. Thereafter, she was admitted into the said course. It is stated that as per the scheme of the said course, one has to be in service for the last two years and the petitioner claims that she satisfies all the eligibility criteria notified.

3. The grievance of the petitioner is that though she has appeared for examinations and passed the said course, her marks sheet and certificates are withheld on the ground that the service certificate submitted by her has not been attested by the District Educational Officer concerned.

4. This court, while admitting the Writ Petition, by order dated 20-06-2006, directed the respondents to announce the results of the petitioner and issue necessary certificates, pending further orders.

5. Learned Standing Counsel appearing on behalf of the respondents submits that petitioner did not comply requisite conditions, i.e. she did not submit her service certificate attested by the District Educational Officer concerned at the time of admission into the said course and hence necessary certificates could not be issued to her.

6. If that is the case, such an objection ought to have been taken by the respondents at the threshold, i.e. at the time of admitting the petitioner into the course. Having admitted the petitioner and allowed her to sit for examinations, it is not open for the respondents to withhold the certificates of the petitioner on the ground that her service certificate has not been attested by the District Educational Officer concerned, at this point of time.

7. In these circumstances, I dispose of the Writ Petition directing the respondents to issue necessary certificates to the petitioner, if not already issued, on petitioner making an application in this regard. No costs.

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JUSTICE R. SUBHASH REDDY.

March 1, 2007
MRR